

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION

MICHAEL J DANIELS, ET AL.,

*Plaintiffs,*

VS.

AETC II PRIVATIZED HOUSING, LLC,  
AETC II PROPERTY MANAGERS, LLC,  
HUNT ELP, LTD,

### *Defendants.*

**5-19-CV-01280-RBF**

**VINALES PLAINTIFFS' OBJECTIONS TO DEFENDANTS' PROPOSED TRIAL EXHIBITS**

Plaintiffs, Shane Vinales and Becky Vinales, Individually and as Next Friends of L.V. and S.V., minors (“Plaintiffs”), file their Objections to Defendants’ proposed Trial Exhibits, and in support hereof shows this Court as follows:

## I. OBJECTIONS

Plaintiffs object to Defendants' proposed Trial Exhibits, as set forth herein and for the reasons set forth herein.

## 1. Exhibit D-25, Social Media

a. Plaintiffs object to this exhibit based on the rule of optional completeness.

## 2. Exhibit D-58, Randolph Town Hall Follow Up Notes

a. Plaintiffs object to this exhibit based on the rule of optional completeness.

3. **Exhibit D-102, Staff Meeting Records (collective exhibit).**

a. Plaintiffs object to this exhibit based on relevance and optional completeness. The exhibit contains no reference to Plaintiffs, their house, or apparent issues in the case. The Exhibit contains redactions at AETC – Gen04-009096, 12455, 12459).

## EXHIBIT D

4. **Exhibit D-103, HMO-Hunt Meeting Agendas (collective exhibit).**

- a. Plaintiffs object to this exhibit based relevance. The exhibit contains no reference to Plaintiffs, their house, or apparent issues in the case.

5. **Exhibit D-105, Maintenance Leave Behind Card.**

- a. Plaintiffs object to this exhibit based on relevance. The exhibit contains no reference to Plaintiffs, their house, and appears to come from after Plaintiffs moved from Randolph Air Force Base.

6. **Exhibit D-106, Argus Environmental Consulting June 7, 2019 Contents Mold Certification for 604.**

- a. Plaintiffs object to this exhibit because it is hearsay. The exhibit is an out-of-court statement offered to prove the truth of the matters contained within the letter and the report.

7. **Exhibit D-107, Argus Environmental Limited Contents Sampling Report June 6, 2019.**

- a. Plaintiffs object to this exhibit because it is hearsay. The exhibit is an out-of-court statement offered to prove the truth of the matters contained within the letter and the report.

8. **Exhibit D-114, Email from Mike Knight to the Vinales sending Limited contents certification letter.**

- a. Plaintiffs object to the exhibits to this exhibit because it is hearsay. The exhibit is an out-of-court statement offered to prove the truth of the matters contained within the letter and the report.

9. **Exhibit D-116, Email from Keri Estrada to Jason Garrison sending Mike Knight**

**email with final results and contents letter from Adaptive.**

- a. Plaintiffs object to the exhibits to this exhibit because it is hearsay. The exhibit is an out-of-court statement offered to prove the truth of the matters contained within the letter and the report.

**10. Exhibit D-117, DKI invoice**

- a. Plaintiffs object to this exhibit because it is hearsay. The exhibit is an out-of-court statement offered to prove the truth of the matters contained within the invoice.

**11. Exhibit D-118, Invoices for Vinales roof leak.**

- a. Plaintiffs object to this exhibit because it is hearsay. The exhibit is an out-of-court statement offered to prove the truth of the matters contained within the invoice.

**12. Exhibit D-168, Spreadsheet of CRR-type repairs for Vinales.**

- a. Plaintiffs object to this exhibit based on the rule of optional completeness.

**13. Exhibit D-174, 2018 AF approval letter.**

- a. Plaintiffs object to this exhibit because it is hearsay. The exhibit is an out-of-court statement offered to prove the truth of the matters contained within the invoice. Plaintiffs further object to this exhibit because it has no relevance to the Vinales plaintiffs or their house. Furthermore, Plaintiffs object under Rule 403 because the risk of confusing the jury that the Air Force controls Defendants outweighs any probative value.

**14. Exhibit D-175, 2018 Budget analysis.**

- a. Plaintiffs object to this exhibit because it is hearsay. The exhibit is an out-of-court statement offered to prove the truth of the matters contained within the invoice. Plaintiffs further object to this exhibit because it has no relevance to the Vinales

plaintiffs or their house. Furthermore, Plaintiffs object under Rule 403 because the risk of confusing the jury that the Air Force controls Defendants outweighs any probative value.

15. **Exhibit D-176, 2018 Budget review questions.**

a. Plaintiffs object to this exhibit because it is hearsay. The exhibit is an out-of-court statement offered to prove the truth of the matters contained within the invoice. Plaintiffs further object to this exhibit because it has no relevance to the Vinales plaintiffs or their house. Furthermore, Plaintiffs object under Rule 403 because the risk of confusing the jury that the Air Force controls Defendants outweighs any probative value.

16. **Exhibit D-177, Unterbrink move out email.**

a. Plaintiffs object to this exhibit based on the rule of optional completeness.

17. **Exhibit D-183, Email from Diane Butler concerning Vinales utilities and work orders.**

a. Plaintiffs object to this exhibit based on the rule of optional completeness.

**PRAYER**

WHEREFORE, Plaintiffs pray that the Court sustain their objections, and grant Plaintiffs such other and further relief, at law or in equity, to which they show themselves justly entitled.

Respectfully submitted,

By: */s/ Ryan C. Reed*

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**CERTIFICATE OF SERVICE**

I hereby certify that on the 25th day of May, 2023, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following:

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